

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA**

JERMAINE CARSON,	:	
Plaintiff,	:	
	:	
v.	:	No. 5:20-cv-00399
	:	
TIMOTHY TUCKER, and WESTERN	:	
EXPRESS, INC.,	:	
Defendants.	:	

ORDER

AND NOW, this 16th day of July, 2020, upon consideration of Defendants' partial motion to dismiss and motion to strike, ECF No. 22, **IT IS HEREBY ORDERED THAT:**

1. Defendants' motion, ECF No. 22, is **GRANTED** as follows:
 - a. Defendants' partial motion to dismiss is **GRANTED**. Counts Two and Four are **DISMISSED with prejudice**.
 - b. Defendants' motion to strike the request for punitive damages is **GRANTED**.
2. The case shall proceed on Counts One and Three **ONLY**.

BY THE COURT:

/s/ Joseph F. Leeson, Jr.
JOSEPH F. LEESON, JR.
United States District Judge